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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

Declaration Submitted with Initial Filing Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)
OR

Attorney Docket Number	SPINE 3.0-446 CIP II CONT
First Named Inventor	James D. Ralph
COMPLETE IF KNOWN	
Application Number	10/725,297
Filing Date	December 1, 2003
Group Art Unit	3738
Examiner Name	Not Yet Assigned

As a below named Inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original and first Inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

INTERVERTEBRAL SPACER DEVICE HAVING A SLOTTED DOMED ARCH STRIP SPRING

(Title of the Invention)

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY) **12/01/2003** as United States Application Number or PCT International

Application No. **10/725,297** and was amended on (MM/DD/YYYY) (If applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.58, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365 (a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or of any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	YES	NO
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

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DECLARATION — Utility or Design Patent Application

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Customer Number 000530

Direct all correspondence to:	<input checked="" type="checkbox"/> Customer Number or Bar Code Label	000530	OR <input type="checkbox"/> Correspondence address below
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Name _____

Address _____

City	State	ZIP
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Country	Telephone	Fax
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:	<input type="checkbox"/> A petition has been filed for this unsigned inventor
---------------------------------	---

Given Name (first and middle [if any])	James D.	Family Name or Surname	Ralph
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Inventor's Signature	Date 10-15-04
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Residence: City Seaside Park	State NJ	United States of America	Citizenship US
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Mailing Address:	P.O. Box 99		
City	NJ	ZIP 08752	United States of America Country

NAME OF SECOND INVENTOR:	<input type="checkbox"/> A petition has been filed for this unsigned inventor
--------------------------	---

Given Name (first and middle [if any])	Stephen	Family Name or Surname	Tatar
---	---------	---------------------------	-------

Inventor's Signature	Date 10-23-04
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Residence: City Montville	State NJ	United States of America	Citizenship US
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Mailing Address:	45 Upper Mountain Ave.		
City	NJ	ZIP 07045	United States of America Country

<input checked="" type="checkbox"/> Additional inventors are being named on the _____	1	supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.	
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I.D.537A



PTO/SB/02A (09-04)

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DECLARATION**ADDITIONAL INVENTOR(S)
Supplemental Sheet**

Page 1 of 1

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any)) Joseph P.		Family Name or Surname Errico	
Inventor's Signature <i>Jm</i>			Date 10/12/04
Residence: City Green Brook	State NJ	United States of America	Citizenship US
Mailing Address: 29 Deer Path Circle			
City Green Brook	State NJ	Zip 08812	United States of America Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature			
Residence: City	State	Country	Citizenship
Mailing Address:			
City	State	Zip	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature			
Residence: City	State	Country	Citizenship
Mailing Address:			
City	State	Zip	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature			
Residence: City	State	Country	Citizenship
Mailing Address:			
City	State	Zip	Country

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PTO/SB/96 (09-04)

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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: James D. Ralph, Stephen Tatar, and Joseph P. ErricoApplication No./Patent No.: 10/725,297 Filed/Issue Date: December 1, 2003Entitled: INTERVERTEBRAL SPACER DEVICE HAVING A SLOTTED DOMED ARCH STRIP SPRING

SpineCore, Inc. , a

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: James D. Ralph, Stephen Tatar, Joseph P. Errico To: SPINECORE, LLC
The document was recorded in the United States Patent and Trademark Office at
Reel 012443, Frame 0044, or for which a copy thereof is attached.
2. From: SPINECORE, LLC To: THIRD MILLENNIUM ENGINEERING, LLC
The document was recorded in the United States Patent and Trademark Office at
Reel 012850, Frame 0992, or for which a copy thereof is attached.
3. From: THIRD MILLENNIUM ENGINEERING, LLC To: SPINECORE, INC.
The document was recorded in the United States Patent and Trademark Office at
Reel 014344, Frame 0937, or for which a copy thereof is attached.

 Additional documents in the chain of title are listed on a supplemental sheet. Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Michael J. Doherty
Signature11/11/04
DateMICHAEL J. DOHERTY

Printed or Typed Name

908-518-6337

Telephone Number

Authorized Signer for Assignee

Title